

UNITED STATES DISTRICT COURT

for the

____ District of _____

FILED 12 APR 24 10:35AM CDT 2024

____ Division

Case No.

6:24-cv-639 MO

(to be filled in by the Clerk's Office)

JOSE Manuel Beltran
 Plaintiff(s)
(Write the full name of each plaintiff in the space above. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

-V-

Jury Trial: (check one) Yes N

Salem Police Department
 Defendant(s)

(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

COMPLAINT FOR A CIVIL CASE

I. The Parties to This Complaint

A. The Plaintiff(s)

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name
*Jose Manuel Beltran*Street Address
*4000 Hunsville Hwy*City and County
*Salem, Marion County*State and Zip Code
Oregon, 97301

Telephone Number

E-mail Address

B. The Defendant(s)

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (*if known*). Attach additional pages if needed.

Defendant No. 1

Name _____
Job or Title (*if known*) _____
Street Address _____
City and County _____
State and Zip Code _____
Telephone Number _____
E-mail Address (*if known*) _____

Salem police Department
police officers

Salem, Marion County
Oregon, 97301

Defendant No. 2

Name _____
Job or Title (*if known*) _____
Street Address _____
City and County _____
State and Zip Code _____
Telephone Number _____
E-mail Address (*if known*) _____

Defendant No. 3

Name _____
Job or Title (*if known*) _____
Street Address _____
City and County _____
State and Zip Code _____
Telephone Number _____
E-mail Address (*if known*) _____

Defendant No. 4

Name _____
Job or Title (*if known*) _____
Street Address _____
City and County _____
State and Zip Code _____
Telephone Number _____
E-mail Address (*if known*) _____

II. Basis for Jurisdiction

Federal courts are courts of limited jurisdiction (limited power). Generally, only two types of cases can be heard in federal court: cases involving a federal question and cases involving diversity of citizenship of the parties. Under 28 U.S.C. § 1331, a case arising under the United States Constitution or federal laws or treaties is a federal question case. Under 28 U.S.C. § 1332, a case in which a citizen of one State sues a citizen of another State or nation and the amount at stake is more than \$75,000 is a diversity of citizenship case. In a diversity of citizenship case, no defendant may be a citizen of the same State as any plaintiff.

What is the basis for federal court jurisdiction? *(check all that apply)*

Federal question

Diversity of citizenship

Fill out the paragraphs in this section that apply to this case.

A. If the Basis for Jurisdiction Is a Federal Question

List the specific federal statutes, federal treaties, and/or provisions of the United States Constitution that are at issue in this case.

B. If the Basis for Jurisdiction Is Diversity of Citizenship

1. The Plaintiff(s)

a. If the plaintiff is an individual

The plaintiff, (name) Jose Manuel Beltran, is a citizen of the
State of (name) Oregon

b. If the plaintiff is a corporation

The plaintiff, (name) _____, is incorporated
under the laws of the State of (name) _____
and has its principal place of business in the State of (name) _____

(If more than one plaintiff is named in the complaint, attach an additional page providing the same information for each additional plaintiff.)

2. The Defendant(s)

a. If the defendant is an individual

The defendant, (name) _____, is a citizen of
the State of (name) _____
(foreign nation) _____ Or is a citizen of _____

b. If the defendant is a corporation

The defendant, (name) Salem police department, is incorporated under the laws of the State of (name) _____, and has its principal place of business in the State of (name) Salem police department.
 Or is incorporated under the laws of (foreign nation) _____, and has its principal place of business in (name) _____.

(If more than one defendant is named in the complaint, attach an additional page providing the same information for each additional defendant.)

3. The Amount in Controversy

The amount in controversy—the amount the plaintiff claims the defendant owes or the amount at stake—is more than \$75,000, not counting interest and costs of court, because (explain):

III. Statement of Claim

Write a short and plain statement of the claim. Do not make legal arguments. State as briefly as possible the facts showing that each plaintiff is entitled to the damages or other relief sought. State how each defendant was involved and what each defendant did that caused the plaintiff harm or violated the plaintiff's rights, including the dates and places of that involvement or conduct. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

IV. Relief

State briefly and precisely what damages or other relief the plaintiff asks the court to order. Do not make legal arguments. Include any basis for claiming that the wrongs alleged are continuing at the present time. Include the amounts of any actual damages claimed for the acts alleged and the basis for these amounts. Include any punitive or exemplary damages claimed, the amounts, and the reasons you claim you are entitled to actual or punitive money damages.

Seeking monetary gain for my constitution protected civil right by being violated by using excessive force & Theft #1 illegal search & seizure & pain & suffering (30 million)

Statement of Claim #1

In between 4/22/23-5/12/23 Officer Alexandra Cheremonov & Drake Foust stop me on land & N.E in Salem, Oregon in front of Roth's grocery store I was standing in front of a ATM and I think the ATM has a camera installed and outside of the store also has cameras officer's stole some important paperwork i was in possession of paper work require for my case's im in jail sitting right now and those need those documents and fact for my case's & I phone \$4800 cash never was return to me or property receipt or evidence receipt 135.275 A law enforcement agency may not seize any cash, cashier's checks, money orders, credit card, stock, bond, or real personal property 1314.055 promptly upon seizure of property. For police officer who seized the property make an inventory of the seized property the inventory may contain an estimate of the value of the seized property. If seized property is taken from the possession of a person or there is a person who is in apparent control of the property at the same time the seizure the officer's shall deliver receipt to the person when the property is seized. The prepared under this subsection must contain address telephone number of the officers or other place where the person may obtain further information. But never give me property receipt or evidence receipt so that will theft #1 by officer & illegal search & seizer & there evidence everywhere cameras at the grocery store in the ATM & body cameras Dash camera see digitally recorded via body worn cameras video & audio requirement that camera worn upon officer's interaction with members of the public while the officer's is on duty for exact details check police cameras body via digitally video & audio dash cameras store cameras ATM cameras for exact exact details. Also violated my constitution civil right by illegal search & seizer & theft #1 by officer see camera for exact details there video & audio to see for you self Officer Alexandra Cheremonov still has fact & evidence & documents that go with the other part of what I had shownen officer Michael Frieze all fall on video & audio to see for your self exact details see digitally recorded via body worn camera's by officer's requirement that cameras worn upon officer's interaction with members of the public while officer's is on duty and I want my thinking back from officer Alexandra Cheremonov.

on 5-30-23 officer Brandon Gould, officer Joshua Baker, Daniel Claxton violated my constitution proteted civil right by excessive force by taser me excessive time officer Daniel Claxton deploy his partner "GHOST" ~~df~~ after after I had give up in a prone position. After I was down on my hand and knees officer Brandon Gould hit me again with the taser. This happen at 299 Lancaster, Dr N.E. four corners Salem universal Auto sales, INC 18 hours prior I had contact with officer Kevin Roderts officer Michael Frieze you can check frieze digitally recorded video & audio body via camera of that day that I had showed him proof & documents & paper work. Officer Alexandra cheremosy still has my fact & evidence & documents that go with the other part of what I had shownen officer Michael frieze all or video & audio to see for your self exact details see digitally recorded via body worn camera's by officer's requirement that a camera worn upon officers interaction with members of the public while officer's is on duty. I believe this contact shows blatant bias and misconduct by Salem police department by targeting myself because im a know gang member and was targeted by police.

Relief IV

seeking montery gain for my constitution proteted civil right being violated and illegal search and seizure using excessive force & Theft #1 pain & suffering (30 million)

V. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

A. For Parties Without an Attorney

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing:

4-4-24

Signature of Plaintiff

Jose Manuel Beltran

Printed Name of Plaintiff

B. For Attorneys

Date of signing:

Signature of Attorney

Printed Name of Attorney

Bar Number

Name of Law Firm

Street Address

State and Zip Code

Telephone Number

E-mail Address

Jose Manuel Beltran

V

Salem police department

I'm suing because officer's Brandon Gould, officer Joshua Baker, officer Daniel Claxton for using excessive force & violated my constitution protected civil right.

I'm suing because officer's Alexandra Chermak & Drake Foust stated some important paper work & documents & I phone 140\$ cash so that call them #1 by officer's. Is all on camera see camera for exact details see digitally recorded via body worn camera by officer's & dash camera & video & audio it a requirement that cameras work upon officers interactions with the public while the officer's is on duty.